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5 ATTORNEYS FOR Debtors

IT IS SO ORDERED.  
Signed October 06, 2009

*Arthur S. Weissbrodt*  
Arthur S. Weissbrodt  
U.S. Bankruptcy Judge

8 UNITED STATES BANKRUPTCY COURT  
9 NORTHERN DISTRICT OF CALIFORNIA

11 IN RE: ) Case No. 09-51900 ASW  
12 BENYAM and PAULA R. MULUGETA, ) CHAPTER 11  
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18 **ORDER CONTINUING HEARING ON MOTION TO EXTEND TIME ON ORDER RE**  
19 **MOTION FOR RELIEF FROM AUTOMATIC STAY (“Harrison”) AND MOTION TO**  
20 **SELL REAL PROPERTY (“Harrison”)**

21 Debtors Benyam and Paula R. Mulugeta’s (“Debtors”) Motion To Extend Time On  
22 Order Re Motion For Relief From Automatic Stay (“Harrison”) and Motion to Sell Real  
23 Property (“Harrison”) came on for hearing before the Honorable Arthur S. Weissbrodt,  
24 United States Bankruptcy Judge, in Courtroom 3020, on September 30, 2009. Debtors  
25 appeared by and through their counsel of record William J. Healy of Campeau Goodsell  
26 Smith, L.C. and were present in the courtroom. Lone Oak Fund, LLC (“Lone Oak”)  
27 appeared by and through its counsel of record, Simon Aron of Wolf, Rifkin, Shapiro,  
28 Schulman & Rabkin, LLP. Tomoko Nakama, secured creditor, appeared in pro se. Other  
appearances, if any, were noted on the record.

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ORDER RE MOTION FOR RELIEF FROM AUTOMATIC STAY (“Harrison”)

1        After reviewing and considering the motions and the statements and arguments of  
2        counsel and the parties appearing, and good cause appearing therefor,

3        IT IS HEREBY ORDERED as follows:

4        1.        The Debtors' Motion To Sell Real Property ("Harrison") is continued to  
5        October 22, 2009 at 8:30 a.m. in Courtroom 3020 before the Honorable Arthur S.  
6        Weissbrodt, United States Bankruptcy Judge;

7        2.        The Debtors' Motion To Extend Time On Order Re Motion For Relief From  
8        Automatic Stay ("Harrison") is continued to October 22, 2009 at 8:30 a.m. in Courtroom  
9        3020 before the Honorable Arthur S. Weissbrodt, United States Bankruptcy Judge. The  
10      Court's Order Re Motion For Relief From Automatic Stay ("Harrison") (Docket # 135) is  
11      extended through October 31, 2009 except as indicated herein or by further order of the  
12      Court;

13      3.        By the close of business on October 5, 2009, Debtors and Tomoko Nakama will  
14      each pay to Lone Oak \$7,500.00, by and through its counsel, and if the payments by Debtors  
15      and Tomoko Nakama are not made as indicated herein then the Court will grant relief from  
16      stay pursuant to a declaration from Lone Oak's counsel that the payments were not made;

17      4.        By October 9, 2009, Debtors are to file and serve a declaration from R. K. Relan  
18      with respect to his ability to pay. By October 9, 2009, Debtors are to file and serve a  
19      proposal if the Debtors want to continuing paying at the \$30,000.00 rate per month to extend  
20      the stay for sufficient time to close the transaction. If the Debtors do not provide the Relan  
21      declaration described herein, then Lone Oak's counsel should file and serve a declaration  
22      stating that the declaration of R. K. Relan was not filed and the court will then decide what  
23      further action or orders should be taken or issued; and

24      5.        By October 20, 2009, at 2:00 p.m., Debtors are to file, and serve on Lone Oak,  
25      Robert Taylor, and Tomoko Nakama, a full statement detailing the status of all related  
26      matters.

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1 APPROVED AS TO FORM  
2 Wolf, Rifkin, Shapiro, Schulman & Rabkin, LLP  
3 \_\_\_\_\_  
4 By: Simon Aron  
5 Attorneys For Lone Oak Fund, LLC  
6 Dated: October 1, 2009

7 APPROVED AS TO FORM  
8 Tomoko Nakama  
9 \_\_\_\_\_  
10 By: Tomoko Nakama  
11 Dated: October 1, 2009

12 \*\*\*END OF ORDER\*\*\*  
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## Court Service List

**United States Trustee**  
Office of the U.S. Trustee  
U.S. Federal Bldg.  
280 S. First St., Suite 268  
San Jose, CA 95113

**Debtors**  
Benyam/Paula R Mulugeta  
1025 Harker Ave.  
Palo Alto, CA 94301

Simon Aron  
Wolf, Rifkin, Shapiro, Schulman & Rabkin, LLP  
11400 West Olympic Blvd, 9<sup>th</sup> Floor  
Los Angeles, CA 90064-1565

Aglaia Panos  
13240 Clairepointe Way  
Oakland, CA 94619

California Mortgage  
62 First St., 4th Fl  
San Francisco, CA 94105

Capital One Bank (USA), N.A.  
C/O Tsys Debt Management (Tdm)  
PO BOX 5155  
NORCROSS, GA 30091

Chase  
PO Box 94014  
Palatine, IL 60094

Chrysler Financial  
PO Box 9001921  
Louisville, KY 40290

Chrysler Financial Services Americas LLC  
Citi  
PO Box 6415  
The Lakes, NV 88901

1 Countrywide Home Loans  
2 PO Box 5170  
3 Simi Valley, CA 93062

4 Cupertino Dental  
5 10383 Torre Ave. #I  
6 Cupertino, CA 95014

7 EMC  
8 PO Box 660753  
9 Dallas, TX 75266

10 Expo  
11 PO Box 6028  
12 The Lakes, NV 88901

13 Internal Revenue Service  
14 P O Box 21126  
15 Philadelphia, P A 19114

16 Robert Taylor  
17 541B Cowper  
18 Palo Alto, CA 94301

19 Sequoia Mortgage  
20 1114 Irwin St.  
21 San Rafael, CA 94901

22 Sonoma Bank  
23 PO Box 6089  
24 Santa Rosa, CA 95406

25 Tomoko Nakama  
26 1569 Jackson St.  
27 Oakland, CA 94612

28 Wachovia Dealer Services, Inc  
29 PO Box 25341  
30 Santa Ana, CA 92799  
31 Washington Mutual  
32 PO Box 660487  
33 Dallas, TX 75266

1 Washington Mutual  
2 PO Box 74148  
3 Phoenix, AZ 85062  
4 Wells Fargo  
5 PO Box 30086  
6 Los Angeles, CA 90030  
7 WELLS FARGO BANK N.A.  
8 BDD BANKRUPTCY DEPT MAC S4101-08C  
9 100 W WASHINGTON ST, PHOENIX, AZ 85003  
10 Wells Fargo Bank, N.A.  
11 c/o Wells Fargo Card Services  
12 Recovery Department  
13 P.O. Box 9210  
14 Des Moines, IA 50306  
15 SEQUOIA MORTGAGE CAPITAL  
16 c/o Patric J. Kelly, Esq.  
17 ADLESON, HESS & KELLY, APC  
18 577 Salmar Avenue, Second Floor  
19 Campbell, CA 95008  
20 Chrysler Financial Services Americas LLC  
21 f/k/a DAIMLERCHRYSLER FINANCIAL  
22 SERVICES AMERICAS LLC  
23 c/o Randall P. Mroczynski, Esq.  
24 535 Anton Boulevard, Tenth Floor  
25 Costa Mesa, CA 92626  
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ORDER RE MOTION FOR RELIEF FROM AUTOMATIC STAY ("Harrison")